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CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	DEPUTY _____

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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

-oOo-

UNITED STATES OF AMERICA,

Plaintiff,

vs.

HANLON BAGGS,

Defendant.

Case No. 2:11-cr-00355-LDG(RJJ)

PRETRIAL DIVERSION AGREEMENT

You have been charged in a Criminal Indictment filed on September 28, 2011, in the United States District Court for the District of Nevada with Coercion and Enticement, a violation of Title 18, United States Code, Section 2422(b). Between in or about September 3, 2011, and on or about September 15, in the State and Federal District of Nevada, you did use a facility of interstate commerce to knowingly persuade, induce, and entice, and to attempt to knowingly persuade, induce, and intice an individual who has not attained the age of 18 years to engage in any sexual activity for which any person can be charged with a criminal offense under federal, state and local law. Upon accepting responsibility for your behavior and by your signature on this Agreement, it appearing after an investigation of the offense and your background, that the interests of the United States and your own interests and the interests of justice will be served by the following procedure, on the authority of the Attorney General of the United States, by Daniel G. Bogden, United States Attorney for the District of Nevada, prosecution in this District for these offenses shall be deferred for a period of 18 months from this date, provided you abide by the following conditions and the requirements of this

1 Agreement as set forth hereafter.

2 Should you violate the conditions of this Agreement, the United States Attorney may
3 revoke or modify any conditions of this Pretrial Diversion Program or change the period of
4 supervision, which shall in no case exceed 18 months. The United States Attorney may release you
5 from supervision at any time. The United States Attorney may at any time within the period of your
6 supervision initiate prosecution for these offenses should you violate the conditions of this Agreement.
7 In such an event, your statement accepting responsibility in this matter may be used against you. In
8 this case, he will furnish you with notice specifying the conditions of the Agreement which you have
9 violated.

10 After successfully completing your Pretrial Diversion Program and fulfilling all the
11 terms and conditions of the Agreement, no prosecution for the offenses previously set forth will be
12 instituted in this District, and the charges against you will be dismissed.

13 **GENERAL CONDITIONS OF PRETRIAL DIVERSION**

14 1. You shall not violate any law (federal, state and local). You shall immediately
15 contact your Pretrial Diversion Program supervisor if arrested and/or questioned by any law
16 enforcement officer.

17 2. You shall attend school or work regularly at a lawful occupation or otherwise
18 comply with the terms of the special program described hereafter. If you lose your job or are unable
19 to attend school, you shall notify your Pretrial Diversion Program supervisor at once. You shall
20 consult him or her prior to job or school changes.

21 3. You shall continue to live in the District of Nevada. If you intend to move out of
22 that district, you shall inform your supervisor so an appropriate transfer of program responsibility can
23 be made.

24 4. You shall report to your supervisor as directed and keep him or her informed of your
25 whereabouts.
26

1 5. You shall follow the program and such special conditions as may be described
2 below.

3 6. Your period of supervision shall be 18 months.

4 **SPECIAL CONDITIONS**

5 1. ~~Defendant is to maintain current sex-offender registration consistent with the Sex~~
6 ~~Offender Registration and Notification Act in whatever jurisdiction he resides.~~ *MR WBT*
7 *HB*

8 2. Defendant is not to have unsupervised contact with minors.

9 3. Defendant shall submit his person, property, house, residence, vehicle, papers,
10 computer, other electronic communications or data storage devices or media, and effects to search at
11 any time, with or without a warrant, by any law enforcement or pretrial services officer with
12 reasonable suspicion concerning a violation of a condition of his pretrial release or unlawful conduct
13 by the person, and by any pretrial services officer in the lawful discharge of the officer's functions.

14 4. Defendant is not to possess any firearms or weapons.

15 5. Defendant shall perform 240 hours of community service.

16 6. Defendant shall not use any alcohol or controlled substances. Defendant will submit
17 to random drug testing by Pretrial Services during the period of supervision.

18 **ACKNOWLEDGMENT**

19 I assert and certify that I am aware of the fact that the Sixth Amendment to the
20 Constitution of the United States provides that in all criminal prosecutions the accused shall enjoy the
21 right to a speedy and public trial. I also am aware that Rule 48(b) of the Federal Rules of Criminal
22 Procedure provides that the Court may dismiss an indictment, information, or complaint for
23 unnecessary delay in presenting a charge to the Grand Jury, filing an information or in bringing a
24 defendant to trial. I hereby request the United States Attorney for the District of Nevada to defer such
25 prosecution. I agree and consent that any delay from the date of this Agreement to the date of
26 initiation of prosecution, as provided for in the terms expressed herein, shall be deemed to be a
necessary delay at my request, and I waive any defense to such prosecution on the ground that such

1 delay operated to deny my rights under Rule 48(b) of the Federal Rules of Criminal Procedure and the
2 Sixth Amendment to the Constitution of the United States to a speedy trial or to bar the prosecution
3 by reason of the running of the statute of limitations for a period of months equal to the period of this
4 agreement.

5 I hereby state that the above has been read and explained to me. I understand the
6 conditions of my Pretrial Diversion Program and agree that I will comply with them.

7
8 
9 HANLON BAGGS, Divertee

8/20/12
Date

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11 
12 WILLIAM B. TERRY
13 Counsel for Divertee

8.20.12
Date

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15 
16 NANCY J. KOPPE
17 Assistant United States Attorney

8/20/12
Date

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U.S. Pretrial Services Officer *Justin Nantz*

8-20-12
Date